

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

## I. (a) PLAINTIFFS

Tammy Shea Brady, et al.

(b) County of Residence of First Listed Plaintiff \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

See attached

## DEFENDANTS

Pfizer Inc., John Doe One, John Doe Two, Robert S. Tillett, Jr., M.D. and Louisville Neurology Associates, PSC

County of Residence of First Listed Defendant \_\_\_\_\_

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

Attorneys (If Known)

See attached

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

<input type="checkbox"/> 1 U.S. Government Plaintiff	<input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)
<input type="checkbox"/> 2 U.S. Government Defendant	<input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Citizen of This State	<input checked="" type="checkbox"/> PTF 1	<input type="checkbox"/> DEF 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> PTF 4	<input type="checkbox"/> DEF 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input checked="" type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input checked="" type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability <b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395f) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609 <b>OTHER STATUTES</b> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b>				
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property				

## V. ORIGIN

(Place an "X" in One Box Only)

<input type="checkbox"/> 1 Original Proceeding	<input checked="" type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from another district (specify) _____	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judgment
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Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

28 U.S.C. 1332, 1441, 1446

## VI. CAUSE OF ACTION

Brief description of cause:  
Product liability action, alleging injury due to Bextra

## VII. REQUESTED IN COMPLAINT:

 CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$CHECK YES only if demanded in complaint:  
JURY DEMAND:  Yes  No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

See attached

DOCKET NUMBER

See attached

DATE

SIGNATURE OF ATTORNEY OF RECORD

April 12, 2007



FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

I.(c) Plaintiffs' Attorneys

Jeffrey K. Branstetter  
BLANTON & BRANSTETTER, LLC  
705 Meigs Avenue  
Jeffersonville, Indiana 47130

I.(c) Defendants' Attorneys

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Sarah G. Cronan  
STITES & HARBISON, PLLC  
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Darby & Gazak  
10400 Linn Station Road, Suite 226  
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(502) 412-5020  
COUNSEL FOR ROBERT S. TILLETT, JR., M.D and  
LOUISVILLE NEUROLOGY ASSOCIATES, PSC

599929:1:LOUISVILLE

### **VIII. Related Cases**

Other Celebrex® and Bextra® cases pending against Pfizer Inc. in Kentucky Federal District Court:

***Douglas Adams and Sue Adams v. Merck & Co., Inc., Pfizer, Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-723-JRS

Judge Charles R. Simpson, III

***Patricia Alvey v. Pfizer Inc.***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-683-H

Judge Charles L. Simpson, III

***Johnnie Anderson as Personal Representative of the Estate of Loretta Anderson v. Merck & Co., Inc. and Pfizer Inc., John Doe One, John Doe Two, James D. Charasikak, James Hudnal, ARNP, and Louisville Primary Care Center***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-685-S

Judge Charles R. Simpson, III

***Aileen Arnett and James W. Arnett v. Pfizer Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-704-H

Judge John G. Heyburn, II

***Doshie J. Bartley, Individually and as Executrix of the Estate of William Ray Bartley, deceased v. Pfizer Inc., G.D. Searle, LLC and Pharmacia Corporation***

United States District Court, Eastern District of Kentucky, Pikeville Division

Civil Action No. 7:06-CV-97-GFVT

Judge Gregory F. Van Tatenhove

***Doyle A. Coen and Betty Jo Coen v. Merck & Co., Inc., Pfizer Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-682-R

Judge Thomas B. Russell

***Natella Kaye Cox v. Merck & Co., Inc., Pfizer Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 05-CV-716-CRS

Judge Charles R. Simpson, III

***John DeHart v. Pfizer Inc.,***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-476-H

Judge John G. Heyburn, II

***Clyde Dodson and Juanita Dodson v. Pfizer Inc., John Doe One, John Doe Two, Maynard L. Stetten, M.D., Associated Orthopedics, P.S.C.***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-709-H

Judge John G. Heyburn, II

***Teresa Duff, individually and as Representative of the Estate of Bill Duff, Deceased, and as Next Friend of Christopher Ryan Duff v. Pfizer Inc., Mitchell Wicker, Jr., M.D., and Zoe Akers***

United States District Court, Eastern District of Kentucky, London Division

Civil Action No. 05-CV-602-KKC

Judge Karen K. Caldwell

***Roger G. Ewing v. Pfizer Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-598-H

Judge John G. Heyburn, II

***James Hill v. Pfizer Inc.***

United States District Court, Western District of Kentucky, Paducah Division

Civil Action No. 5:05-CV-193-R

Judge Thomas B. Russell

***Randall R. Jackson and Jane Sue Jackson v. Merck & Co., Inc., Pfizer Inc., John Doe One and John Doe 2***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05CV-562-H

Judge John G. Heyburn, II

***Barry Jewell and Pamela Jewell v. Pfizer Inc., John Doe One, John Doe Two, Phillip W. Bale, M.D., and Primary Care Assoc. of Southern Kentucky***

United States District Court, Western District of Kentucky, Bowling Green Division

Civil Action No. 1:05-CV-182-R

Judge Thomas B. Russell

***William Johnson and Debra Lynn Johnson v. Pfizer Inc., John Doe One, John Doe Two, Stephen D. Burton and Community Medical Associates***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-702-H

Judge John G. Heyburn, II

***Janet Knowland and William Knowland v. Pfizer Inc., John Doe One, John Doe Two, Gary L. Reasor, M.D. and Care Clinic, Inc. d/b/a Louisville Pain Treatment Physicians***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 5:05-CV-705-H  
Judge John G. Heyburn, II

***Robert Manley and Patricia Manley v. Merck & Co., Inc. and Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-656-S  
Judge Charles R. Simpson, III

***Anna Matthews and Hugh Matthews v. Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-701-H  
Judge John G. Heyburn, II

***Vivie Nell Melton v. Pharmacia Corporation, Pfizer Inc., Unknown Defendants, being those persons, firms, or corporations whose actions, inactions, fraudulent suppression, fraud, scheme to defendant and/or other wrongful conduct caused or contributed to Plaintiff's injuries and damages***  
United States District Court, Western District of Kentucky, Bowling Green Division  
Civil Action No. 06-CV-0022  
Judge E. Robert Goebel

***Edna Messinger and Ronald Messinger v. Pfizer Inc., John Doe One, John Doe Two, Vickie C. Lowe, M.D., Vickie C. Lowe, M.D., P.S.C.***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-708-H  
Judge John G. Heyburn, II

***Bonnie Mullins and Robert L. Mullins v. Merck & Co. and Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-00577-CRS  
Judge Charles R. Simpson, III

***Galen Noe and Sondra Noe v. Merck & Co., Inc., Pfizer Inc., John Doe One, John Doe tow, Daksha P. Mehta, M.D., and Center for Arthritis & Osteoporosis, PSC***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-00700-CRS  
Judge Charles R. Simpson, III

***Joan O'Bryan, a disabled adult, by and through Mary C. Ball as Next Friend v. Merck & Co., Inc., Pfizer Inc., John Doe One and John Doe Two, Daksha P. Mehta, M.D., Center for Arthritis & Osteoporosis, PSC, Daniel G. Meece, M.D. and Bardstown Internal Medicine, SC***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-681-R  
Judge Thomas B. Russell

***Rhoda Overstreet v. Merck & Co., Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-561-H  
Judge John G. Heyburn, II

***Charles Poole and Lisa Poole v. Pfizer Inc., John Doe One, John Doe Two and Anthony Hubbach, M.D.***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:06-CV-40-H  
Judge Charles R. Simpson, III

***Gail Ratcliff, Mark A. Ratcliff and Austin L. Ratcliff v. Pfizer Inc.***  
United States District Court, Eastern District of Kentucky, Covington Division  
Civil Action No. 05-CV-222  
Judge Daniel L. Bunning

***Joseph Ruble v. Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-703-H  
Judge John G. Heyburn, II

***Robert Sampson v. Merck & Co., Inc., Pfizer Inc., John Doe One, John Doe Tow, H. Lynn Speevak, M.D. and Community Medical Associates, Inc.***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-722-CRS  
Judge Charles R. Simpson, III

***Cathy Groce Stearns v. Merck & Co., Inc., Pfizer Inc., John Doe One and John Doe Two***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 05-CV-710-TBR  
Judge Thomas B. Russell

***Christen Summers, John Summers, Ashly Summers and Alissa Summers, Minors, by and through Christen Summers, as Next Friend***  
United States District Court, Western District of Kentucky, Louisville Division  
Civil Action No. 3:05-CV-706-H  
Judge John G. Heyburn, II

***Harold Thomas and Mary Lavern Thomas v. Merck & Co., Inc. and Pfizer Inc., John Doe One and John Doe Two***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-669-CRS

Judge Charles R. Simpson, III

***Ernest D. Weber, Jr. and Sherry Weber v. Merck & Co., Inc. and Pfizer Inc., John Doe One and John Doe Two AND PHYSICIANS***

United States District Court, Western District of Kentucky, Louisville Division

Civil Action No. 3:05-CV-623-CRS

Judge Charles R. Simpson, III

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